

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.) No. 4:05CR434 CDP
)
 JOSEPH L. LUMETTA,)
)
 Defendant.)


This matter is before the Court on defendant Joseph L. Lumetta's motion to suppress evidence.

After careful consideration, the Court will adopt and sustain the thorough reasoning of Magistrate Judge Fleissig set forth in support of her recommended rulings issued on October 5, 2005.

Accordingly,

IT IS HEREBY ORDERED that the Report and Recommendation of the United States Magistrate Judge [#24] is **SUSTAINED, ADOPTED, and INCORPORATED** herein.

IT IS FURTHER ORDERED that defendant's motion to suppress evidence [#21] is denied.



CATHERINE D. PERRY
UNITED STATES DISTRICT JUDGE

Dated this 1st day of November, 2005.